

REGISTRY OF ELECTION FINANCE

The Registry of Election Finance met Wednesday, January 10, 2007, at Suite 1614 of Parkway Towers, 404 James Robertson Parkway, Nashville, Tennessee.

Attending the meeting were board members George Harding, John McClarty, Darlene McNeece, Lee Anne Murray and William Long via telephone.

On motion by Harding, seconded by Murray, the board voted unanimously to approve the minutes from the December 13, 2006 regular board meeting. The motion passed the board unanimously.

Reconsideration

06-67 Gary Rowe, for failure to report campaign contributions. Class two (2), maximum ten thousand dollar (\$10,000) civil penalty. Rep. Rowe has had a previous matter before the board.

The board voted at its November 2, 2006 meeting to assess Rep. Rowe a \$10,000 civil penalty. Rep. Rowe requested a reconsideration of the assessment.

Rep. Rowe contacted the Registry and requested that the board defer any action in this matter until the February meeting to allow him an opportunity to personally appear before the board.

On motion by McNeece, seconded by Murray, the board voted unanimously to defer any action in this matter until the next regularly scheduled meeting to allow Rep. Rowe an opportunity to personally appear before the board.

06-40 Gary Benefield, for failure to file 2006 pre-primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. Benefield has had no previous matters before the board.

The board voted at its December 13, 2006 meeting to assess Mr. Benefield a \$10,000 civil penalty. Mr. Benefield requested a reconsideration of the assessment.

Director Rawlins informed the board that Mr. Benefield had not provided the Registry with any information for the reconsideration.

On motion by Murray, seconded by McNeece, the board voted unanimously to take no action in this matter.

06-43 Charles "Pete" Drew, for failure to file 2006 pre-primary campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. Drew has had no previous matters before the board.

The board voted at its November 2, 2006 meeting to assess Mr. Drew a \$150 civil penalty. Mr. Drew requested a reconsideration of the assessment.

Mr. Drew submitted a statement for the board's consideration. In this statement, Mr. Drew explained that the report was filled out electronically but that the "submit"

button had not been pushed and therefore, the report was filed late. Mr. Drew noted that the campaign was not active and that he had not raised or spent any money.

On motion by Harding, seconded by McNeece, the board voted unanimously not to reconsider the \$150 civil penalty assessment.

Cases Subject to Approval for Civil Penalty

06-49 Jeff Sullivan, for failure to file a 2006 mid-year supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. Sullivan has had no previous matters before the board.

The board voted unanimously to defer any action in this case until the January 10, 2007 meeting to allow Mr. Sullivan an opportunity to respond to the show cause notice.

Director Rawlins informed the board that Mr. Sullivan called and explained that he is in the process of getting all of the information he needs to file an accurate report.

On motion by McNeece, seconded by Murray, the board voted unanimously to defer any action in this matter until the next regularly scheduled meeting to allow Mr. Sullivan an opportunity to get the information and file the report.

06-72 George Banks, for failure to file 2006 pre-general campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. Banks has had a previous matter before the board.

The board voted at its December 13, 2006 meeting to issue Mr. Banks a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice and that the report still has not been filed.

On motion by Murray, seconded by McNeece, the board voted unanimously to assess Mr. Banks a \$10,000 civil penalty.

06-73 Richard Clark, Jr., for failure to file 2006 3rd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. Clark has had no previous matters before the board.

The board voted at its December 13, 2006 meeting to issue Mr. Clark a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice and that the report still has not been filed.

On motion by Murray, seconded by McNeece, the board voted the board voted unanimously to assess Mr. Clark a \$10,000 civil penalty.

06-74 Quintessa Hathaway, for failure to file 2006 3rd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Ms. Hathaway has had a previous matter before the board.

The board voted at its December 13, 2006 meeting to issue Ms. Hathaway a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice and that the report still has not been filed.

On motion by Murray, seconded by McNeece, the board voted the board voted unanimously to assess Ms. Hathaway a \$10,000 civil penalty.

06-75 John Jay Hooker, for failure to timely file 2006 3rd quarter campaign financial disclosure report. Class one (1), eight days late, maximum two hundred dollar (\$200) civil penalty. Mr. Hooker has had a previous matter before the board.

The board voted at its December 13, 2006 meeting to issue Mr. Hooker a show cause notice.

Director Rawlins requested that the board defer any action in this case until the February meeting because Mr. Hooker had moved and did not get the show cause notice in time to respond.

A motion was made by Harding to take no further action in this matter. The motion to take no further action died for a lack of a second. A motion was then made by Murray, seconded by McNeece, to defer any action in this matter until the next regularly scheduled meeting to allow Mr. Hooker an opportunity to respond to the show cause notice. The motion to defer any action until the next regularly scheduled meeting passed the board 4 to 0, with Long "recusing."

06-76 Kelvin Jones, for failure to file 2006 3rd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. Jones has had no previous matters before the board.

The board voted at its December 13, 2006 meeting to issue Mr. Jones a show cause notice.

Director Rawlins informed the board that Mr. Jones filed the report on time with the Davidson County Election Commission. Director Rawlins further informed the board that the Davidson County Election Commission faxed a copy of the report to the Registry on December 18, 2006.

On motion by Murray, seconded by McNeece, the board voted unanimously to take no further action in this matter.

06-77 Robert Lee, for failure to file 2006 3rd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. Lee has had no previous matters before the board.

The board voted at its December 13, 2006 meeting to issue Mr. Lee a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice and that the report still has not been filed.

On motion by Murray, seconded by McNeece, the board voted unanimously to assess Mr. Lee a \$10,000 civil penalty.

06-78 Scott McCluen, for failure to file 2006 3rd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. McCluen has had a previous matter before the board.

The board voted at its December 13, 2006 meeting to issue Mr. McCluen a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice and that the report still has not been filed.

On motion by Murray, seconded by Harding, the board voted 4 to 0 to assess Mr. McCluen a \$10,000 civil penalty, with McNeece “recusing.”

06-79 John McDougal, for failure to timely file 2006 3rd quarter campaign financial disclosure report. Class one (1), eight days late, maximum two hundred dollar (\$200) civil penalty. Mr. McDougal has had no previous matters before the board.

The board voted at its December 13, 2006 meeting to issue Mr. McDougal a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice.

On motion by Murray, seconded by Harding, the board voted 4 to 0 to assess Mr. McDougal a \$50 civil penalty, with McClarty “abstaining.”

06-81 Mike Meadows, for failure to file 2006 pre-general campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. Meadows has had no previous matters before the board.

The board voted at its December 13, 2006 meeting to issue Mr. Meadows a show cause notice.

Mr. Meadows filed the report and submitted a statement for the board’s consideration. In this statement Mr. Meadows explained that he mailed the report in a timely manner and was unaware that it had not been received by the Registry. Mr. Meadows further explained that his campaign had no activity.

On motion by Harding, seconded by Murray, the board voted unanimously to take no further action in this matter.

06-82 Clark Plunk, for failure to file 2006 3rd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. Plunk has had no previous matters before the board.

The board voted at its December 13, 2006 meeting to issue Mr. Plunk a show cause notice.

Mr. Plunk filed the report and submitted a statement for the board’s consideration. In this statement, Mr. Plunk explained that he missed the filing deadline because he was trying to make corrections to his report so that he could close out his campaign account.

A motion was made by Harding to take no further action in this matter. The motion to take no further action died for a lack of a second. A motion was then made by McNeece, seconded by Murray, to assess Mr. Plunk a \$50 civil penalty. The motion to assess Mr. Plunk a \$50 civil penalty passed the board unanimously.

06-83 Perry Stout, for failure to file 2006 3rd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. Stout has had no previous matters before the board.

The board voted at its December 13, 2006 meeting to issue Mr. Stout a show cause notice.

Director Rawlins informed the board that Mr. Stout had filed the report but that it had been misplaced by Registry staff. Director Rawlins requested that the board take no further action in this matter.

On motion by Harding, seconded by McNeece, the board voted unanimously to take no further action in this matter.

06-84 Kevin Glasco, for failure to timely file a 2006 year-end lobbying activities report. Class one (1), ten days late, maximum two hundred fifty dollar (\$250) civil penalty. Mr. Glasco has had no previous matters before the board.

The board voted at its December 13, 2006 meeting to issue Mr. Glasco a show cause notice.

Director Rawlins informed the board that Mr. Glasco had not received the show cause notice that was sent by certified mail.

A motion was made by Harding, seconded by Murray, to send the show cause notice by regular mail and to defer any action in this matter until the next regularly scheduled meeting.

06-85 James Nixon, for failure to file a 2006 year-end lobbying activities report. Class one (1), no report filed, maximum seven hundred fifty dollar (\$750) civil penalty. Mr. Nixon has had no previous matters before the board.

The board voted at its December 13, 2006 meeting to issue Mr. Nixon a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice and that the report still has not been filed.

On motion by McNeece, seconded by Murray, the board voted unanimously to assess Mr. Nixon a \$750 civil penalty.

06-86 Chris Shaban, for failure to timely file a 2006 year-end lobbying activities report. Class one (1), nine days late, maximum two hundred twenty-five dollar (\$225) civil penalty. Mr. Shaban has had no previous matters before the board.

The board voted at its December 13, 2006 meeting to issue Mr. Shaban a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice.

On motion by Harding, seconded by Murray, the board voted unanimously to assess Mr. Shaban a \$225 civil penalty.

Dismissal of Show Cause Notice

06-80 J. C. McLin, for failure to file 2006 3rd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. McLin has had no previous matters before the board.

The board voted at its December 13, 2006 meeting to issue Mr. McLin a show cause notice.

Director Rawlins informed that board that Mr. McLin had filed timely but that because of problems with the Registry's electronic filing system the report could not be entered into the system.

On motion by Murray, seconded by McNeece, the board voted unanimously to dismiss the show cause notice.

Cases Considered for Issuance of Show Cause Notice

Ed Baird, for failure to file 2006 3rd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. Baird has had no previous matters before the board.

Director Rawlins informed the board that Mr. Baird had timely filed the required report and should not have been listed on the agenda.

On motion by Harding, seconded by Murray, the board voted unanimously to dismiss any action in this matter.

Jennings Bernard, for failure to file 2006 3rd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. Bernard has had previous matters before the board.

On motion by Murray, seconded by McNeece, the board voted unanimously to issue a show cause notice.

Kevin Carter, for failure to file 2006 3rd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. Carter has had previous matters before the board.

On motion by Murray, seconded by McNeece, the board voted unanimously to issue a show cause notice.

Larry Drolsum, for failure to file 2006 3rd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. Drolsum has had previous matters before the board.

On motion by Murray, seconded by McNeece, the board voted unanimously to issue a show cause notice.

Kevin Fisher, for failure to timely file 2006 3rd quarter campaign financial disclosure report. Class one (1), 11 days late, maximum two hundred seventy-five dollar (\$275) civil penalty. Mr. Fisher has had no previous matters before the board.

On motion by Murray, seconded by McNeece, the board voted unanimously to issue a show cause notice.

Manuel Fonseca, for failure to file 2006 3rd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. Fonseca has had previous matters before the board.

On motion by Murray, seconded by McNeece, the board voted unanimously to issue a show cause notice.

David Gentry, for failure to file 2006 3rd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. Gentry has had no previous matters before the board.

On motion by Murray, seconded by McNeece, the board voted unanimously to issue a show cause notice.

Champ Langford, for failure to file 2006 3rd quarter campaign financial disclosure report. Class two (2), 38 days late, maximum ten thousand dollar (\$10,000) civil penalty. Mr. Langford has had previous matters before the board.

On motion by Murray, seconded by McNeece, the board voted unanimously to issue a show cause notice.

Michael Saine, for failure to file 2006 3rd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. Saine has had a previous matter before the board.

On motion by Murray, seconded by McNeece, the board voted unanimously to issue a show cause notice.

Jeffery Shields, for failure to file 2006 3rd quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. Shields has had a previous matter before the board.

On motion by Murray, seconded by McNeece, the board voted unanimously to issue a show cause notice.

James Wolfe, Jr., for failure to file 2006 pre-general campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. Mr. Wolfe has had no previous matters before the board.

On motion by Murray, seconded by McNeece, the board voted unanimously to issue a show cause notice.

Buffalo PAC, for failure to timely file 2006 pre-general campaign financial disclosure report. Class one (1), 13 days late, maximum three hundred twenty-five dollar (\$325) civil penalty. The organization has had no previous matters before the board.

On motion by Murray, seconded by McNeece, the board voted unanimously to issue a show cause notice.

McMinn County Republican Party, for failure to timely file 2006 pre-general campaign financial disclosure report. Class one (1), one day late, maximum twenty-five dollar (\$25) civil penalty. The organization has had no previous matters before the board.

On motion by Harding, seconded by McNeece, the board voted unanimously to take no action in this matter.

Perry County Republican Party, for failure to file 2006 pre-general campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand dollar (\$10,000) civil penalty. The organization has had previous matters before the board.

On motion by Murray, seconded by McNeece, the board voted unanimously to issue a show cause notice.

Tennessee Volunteer PAC, for failure to timely file 2006 pre-general campaign financial disclosure report. Class one (1), one day late, maximum twenty-five dollar (\$25) civil penalty. The organization has had no previous matters before the board.

On motion by Harding, seconded by McNeece, the board voted unanimously to take no action in this matter.

Wilson County Professional Fire Fighters Assn. PAC, for failure to timely file 2006 pre-general campaign financial disclosure report. Class one (1), three days late, maximum seventy-five dollar (\$75) civil penalty. The organization has had no previous matters before the board.

On motion by Harding, seconded by McNeece, the board voted unanimously to take no action in this matter.

Jack Fosbinder, for failure to timely file 2006 year-end lobbying activities report. Class one (1), one day late, maximum twenty-five dollar (\$25) civil penalty. Mr. Fosbinder has had no previous matters before the board.

On motion by Harding, seconded by McNeece, the board voted unanimously to take no action in this matter.

Chase Lee, for failure to timely file 2006 year-end lobbying activities report. Class one (1), nine days late, maximum two hundred twenty-five dollar (\$225) civil penalty. Mr. Lee has had no previous matters before the board.

On motion by Murray, seconded by McNeece, the board voted unanimously to issue a show cause notice.

Claudia Tucker, for failure to timely file 2006 year-end lobbying activities report. Class one (1), nine days late, maximum two hundred twenty-five dollar (\$225) civil penalty. Ms. Tucker has had no previous matters before the board.

On motion by Murray, seconded by McNeece, the board voted unanimously to issue a show cause notice.

Reported Financial Expenses

Director Rawlins provided the board members with a list of civil penalties that have been paid year to date.

Director Rawlins presented the expenditure reports for the 2006/2007 fiscal year through November 30, 2006.

Executive Director's Report

Director Rawlins informed the board members that the staff would begin to work on amending the Registry's existing rules and creating new rules needed due to the passage of the Ethics Bill.

Other Business

Murray, seconded by McNeece made a motion, to adjourn the meeting until the next regularly scheduled meeting. The motion passed unanimously.